HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 3180 of 2007

DATED: 20-02-2007

Between:

M.R.Sobha

…Petitioner

and

The Revenue Divisional Officer,
Tirupathi,
Chittoor District and another

…Respondents.

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 3180 of 2007

ORAL ORDER:

This writ petition is directed against an order of suspension pending enquiry of the authorization of the petitioner in respect of Fair Price Shop No.1 of Sathyavedu Village and Mandal, Chittoor District.

The order of suspension was issued on the basis of certain allegations against the petitioner contained in the reports of the Mandal Revenue Officer, Sathyavedu, dated 18-8-2004 and 16-9-2004. Though the suspension was ordered on 16-12-2005, it is the petitioner's substantive grievance that the final decision on the allegations has not yet been taken. In the circumstances, the petitioner seeks invalidation of the order of suspension. As against the order of suspension, the petitioner has an appellate remedy to the Joint Collector concerned, which he has not availed. Be that as it may, the 1st respondent is obligated to conduct an enquiry expeditiously and take a final decision on the allegations that led to the suspension of the petitioner's authorization.

In the aforesaid circumstances, the writ petition is disposed of at the stage of admission, after hearing the learned Government Pleader for Civil Supplies also, directing the 1st respondent to expeditiously and in any event within a period of two months from the date of receipt of a copy of this order, consider and pass final orders on the allegations which led to the passing of the impugned order of suspension of the petitioner's authorization. The reasoned decision of

the 1st respondent shall be communicated to the petitioner within the aforesaid time. The petitioner is also at liberty to prefer an appeal against the impugned order (of suspension) if he so desires and if the appeal is in order, the same shall be considered and disposed of as expeditiously as possible. There shall be no order as to costs.

_____

GODA RAGHURAM, J

20-02-2007
Note:
Issue copy in three days
/B.O/
GRR